



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/805,806	03/13/2001	Futoshi Tomiyama	29287/119	6206

23838 7590 04/07/2004

KENYON & KENYON
1500 K STREET, N.W., SUITE 700
WASHINGTON, DC 20005

EXAMINER

WATKO, JULIE ANNE

ART UNIT	PAPER NUMBER
----------	--------------

2652

11

DATE MAILED: 04/07/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Drawings

1. The proposed drawing correction was received on March 24, 2004. These drawings are disapproved.

- a. The red arrow in proposed Fig. 7 still points at 31, not at a gap.
- b. The Examiner does not object to proposed Fig. 8.
- c. The large distance between 9 and 15 constitutes new matter, insofar as Applicant clearly intends the figure to show a distance greater than such distance in Fig. 11.

2. The drawings are objected to because:

Inconsistent x, y and z axes remain in some Figures. Particularly, contrast the x,y axes of Figs. 9-10 to the x,y axes in any other figures which depict axes. A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

See also the objections to the drawings in paper no. 7, mailed October 24, 2003.

Response to Amendment

3. The amendment filed March 24, 2004, paper no. 10, is objected to under 35 U.S.C. 132 because it introduces new matter into the disclosure. 35 U.S.C. 132 states that no amendment shall introduce new matter into the disclosure of the invention. The added material which is not supported by the original disclosure is as follows: The addition of the phrase "and in that the distance between 9 and 15 is larger" to page 29, lines 19-20, constitutes new matter.

Applicant is required to cancel the new matter in the reply to this Office Action.

4. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Conclusion

5. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Julie Anne Watko whose telephone number is (703) 305-7742. The examiner can normally be reached on Sat & Mon until 9PM, Wed & Fri until 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hoa T. Nguyen can be reached on (703) 305-9687. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Julie Anne Watko
Primary Examiner
Art Unit 2652

April 5, 2004
JAW

